

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): TOWNSEND, TOWNSEND & CREW, LLP ATTORNEYS AT LAW GIA L. CINCONI - SBN # 141668 TWO EMBARCADERO CENTER, 8TH FLOOR SAN FRANCISCO, CA 94111 TELEPHONE NO. (415) 576-0200 FAX NO. (Optional) (415) 576-0300 EMAIL ADDRESS (Optional): ATTORNEY FOR (Name): LEVI STRAUSS & CO.		FOR COURT USE ONLY
COURT NAME: UNITED STATES DISTRICT COURT STREET ADDRESS: 450 GOLDEN GATE #1111 MAILING ADDRESS: 450 GOLDEN GATE #1111 CITY AND ZIP CODE: SAN FRANCISCO, CA 94102 BRANCH NAME:		
PLAINTIFF/PETITIONER: LEVI STRAUSS & CO. DEFENDANT/RESPONDENT: THE WET SEAL, INC.		CASE NUMBER: CV075896RS
PROOF OF SERVICE SUMMONS		Ref No. or File No. OS349941-01

(Separate proof of service is required for each party served)

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of
- a. ☐ summons
- b. ☐ complaint
- c. ☐ Alternative Dispute Resolution (ADR) package
- d. ☐ Civil Case Cover Sheet *(served in complex cases only)*
- e. ☐ cross-complaint
- f. ☒ other *(specify documents):*
SEE ATTACHED LIST OF DOCUMENTS;
3. a. Party served *(specify name of party as shown on documents served):*
THE WET SEAL, INC.
- b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made) (specify name and relationship to the party named in item 3a):
BECKY DEGEORGE, AGENT/CSC LAWYERS
4. Address where the party was served: 2730 GATEWAY OAKS, STE 100
SACRAMENTO, CA 95813
5. I served the party *(check proper box)*
- a. ☒ **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on *(date)*: December 11, 2007 (2) at *(time)*: 02:34 pm
- b. ☐ **by substituted service:** On *(date)*: _____ at *(time)*: _____ I left the documents listed in item 2 with or in the presence of *(name and title or relationship to person indicated in item 3b)*:
- (1) ☐ **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
- (2) ☐ **(home)** a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
- (3) ☐ **(physical address is unknown)** a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
- (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on *(date)*: _____ from *(city)*: _____ or ☐ a declaration of mailing is attached.
- (5) ☐ I attach a **declaration of diligence** stating actions taken first to attempt personal service.

PLAINTIFF/PETITIONER: LEVI STRAUSS & CO.	CASE NUMBER: CV075896RS
DEFENDANT/RESPONDENT: THE WET SEAL, INC.	

- c. ☐ **by mail and acknowledgment of receipt of service.** I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid.
- (1) on (date): (2) from (city):
- (3) ☐ with two copies of the *Notice and Acknowledgment of Receipt* (form 982(a)(4)) and a postage-paid return envelope addressed to me. (*Attach completed Notice and Acknowledgment of Receipt (form 982(a)(4)).*) (Code Civ. Proc., § 415.30.)
- (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)
- d. ☐ **by other means** (*specify means of service and authorizing code section*):

☐ Additional paper describing service is attached.

6. The Notice to the Person Served (on the summons) was completed as follows:

- a. ☐ as an Individual defendant.
- b. ☐ as the person sued under the fictitious name of (*specify*):

c. ☐ as occupant.

d. ☐ On behalf of (*specify*):

under the following Code of Civil Procedure section:

- | | |
|---|---|
| <input type="checkbox"/> 416.10 (corporation) | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation) | <input type="checkbox"/> 416.60 (minor) |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee) |
| <input type="checkbox"/> 416.40 (association or partnership) | <input type="checkbox"/> 416.90 (authorized person) |
| <input type="checkbox"/> 416.50 (public entity) | <input type="checkbox"/> 415.46 (occupant) |
| | <input type="checkbox"/> other: |

7. Person who served papers

- a. Name: ROB ANDERSON
- b. Address: 1424 21st. Street, Sacramento, CA 95814
- c. Telephone number: (916) 441-4396
- d. The fee for service was: \$ 92.13
- e. I am:

- (1) ☐ not a registered California process server.
- (2) ☐ exempt from registration under Business and Professions Code section 22350(b).
- (3) ☒ registered California process server:
- (i) ☐ Owner ☒ employee ☐ independent contractor.
- (ii) Registration No.: 2004-67
- (iii) County: SACRAMENTO

8. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

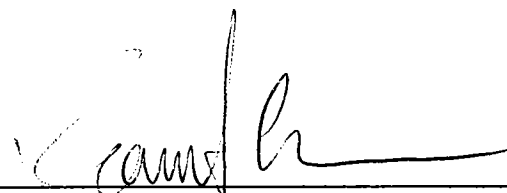
OR

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: December 12, 2007

ROB ANDERSON

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHALL)


(SIGNATURE)

LEVI STRAUSS & CO. V. THE WET SEAL, INC.
CASE # C07-5896 RS

LIST OF DOCUMENTS TO BE SERVED

- 1.) SUMMONS ON A CIVIL CASE
- 2.) CIVIL COVER SHEET
- 3.) COMPLAINT FOR TRADEMARK INFRINGEMENT AND DILUTION, UNFAIR COMPETITION, AND BREACH OF SETTLEMENT AGREEMENTS
- 4.) CERTIFICATION OF INTERESTED ENTITIES OR PERSONS
- 5.) ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; STANDING ORDER RE INITIAL CASE MANAGEMENT; STANDING ORDER RE CASE MANAGEMENT IN CIVIL CASES; STANDING ORDER FOR ALL JUDGES OF THE NORTHERN DISTRICT OF CALIFORNIA-CONTENTS OF JOINT CASE MANAGEMENT STATEMENT
- 6.) ECF REGISTRATION INFORMATION HANDOUT
- 7.) NOTICE OF ASSIGNMENT OF CASE TO A U.S. MAGISTRATE JUDGE; CONSENT TO PROCEED BEFORE A U.S. MAGISTRATE JUDGE (FORM); DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST FOR REASSIGNMENT TO A U.S. DISTRICT JUDGE
- 8.) NOTICE OF ASSIGNMENT OF CASE TO A U.S. MAGISTRATE JUDGE FOR TRIAL; FORM CONSENT TO PROCEED BEFORE A U.S. MAGISTRATE JUDGE; FORM DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST FOR REASSIGNMENT TO A U.S. DISTRICT JUDGE
- 9.) U.S. DISTRICT COURT GUIDELINES; DROP BOX FILING PROCEDURES FORM
- 10.) DISPUTE RESOLUTION PROCEDURES IN THE U.S. DISTRICT COURT (BOOKLET)

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